



CERTIFICATE OF MAILING

hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, April 8, 2003.

Kent E. Genin

Name of Applicant, Assignee or  
Registered Representative

Signature

Date of Signature

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APR 21 2003

TECHNOLOGY CENTER R3700

PATENT  
CASE NO. 3614/63

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	
A. Chow et al.	)	
	)	Examiner: Unknown
Serial No. 10/056,793	)	
	)	
Filed: January 23, 2002	)	Group Art Unit: 3762
	)	
For: METHOD FOR IMPROVING	)	
DAMAGED RETINAL CELL	)	
FUNCTION	)	

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Pursuant to the obligation under 37 C.F.R. § 1.56 and in conformance with 37 C.F.R. § 1.97-1.99, Applicant hereby submits the following references for consideration by the Examiner. Copies of each have been enclosed along with the form PTO-1449.

U.S. PATENT DOCUMENTS

<u>Patent No.</u>	<u>Date</u>	<u>Inventor</u>
6,324,429B1	11/27/01	Shire et al.

## OTHER ART

Copy of International Search Report for PCT/US02/20808 dated March 21, 2003.


### EXPLANATION OF THE REFERENCES

Each item of information contained herein was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior hereto. Applicant notes that two of the three references cited in the attached Search Report have already been made of record in this application and thus are not enclosed herein.

As of the day of filing of this information disclosure statement, a first office action on the merits has not been received by the undersigned. Accordingly, no fee for consideration of the information provided with this disclosure statement is included herewith, as permitted by 37 C.F.R. § 1.97(b)(3). However, if an office action on the merits is mailed on a date prior hereto, Applicant hereby requests and authorizes the Commissioner to charge Deposit Account 23-1925 for the appropriate fee of \$180 as set forth in 37 C.F.R. § 1.97(c) for consideration of the information set forth in this disclosure statement.

Applicant requests to have these references included in the record of this application. Applicant further requests that the Examiner review the entire disclosure of each reference. Applicant does not represent any of these references to be prior art and Applicant reserves the right to disqualify any references by the showing of an earlier date of invention, if appropriate.

Respectfully Submitted,



Kent E. Genin

Reg. No. 37,834

Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
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FORM PTO-1449	SERIAL NO. 10/056,793	CASE NO. 3614/63
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE January 23, 2002	GROUP ART UNIT 3762
(use several sheets if necessary)	APPLICANT(S): A. Chow et al.	

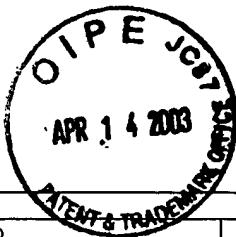
REFERENCE DESIGNATION		U.S. PATENT DOCUMENTS				
EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	C1	6,324,429 B1	11/27/01	Shire et al.		

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.</small>	
	C2	Copy of International Search Report for corresponding PCT/US02/20808 dated March 21, 2003.

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EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



3762

TRANSMITTAL LETTER			Case No. 3614-63
Serial No. 10/056,793	Filing Date January 23, 2003	Examiner Unknown	Group Art Unit 3762
Inventor(s) A. Chow et al.			
Title of Invention METHOD FOR IMPROVING DAMAGED RETINAL CELL FUNCTION			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Transmittal Letter (in duplicate); Supplemental Information Disclosure Statement; PTO Form 1449; One Copy of References C1 and C2.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a \_\_ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

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TECHNOLOGY CENTER R3700

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity

Rate	Add'l Fee
x \$9=	
x 42=	
+\$140=	
Total add'l fee	\$

Other Than Small Entity

Rate	Add'l Fee
x \$18=	
x \$84=	
+\$280=	
Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Kent E. Genin  
Registration No. 37,834  
Attorney for Applicant  
Customer No. 00757 - Brinks Hofer Gilson Lione

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20531, on April 8, 2003.

Date:

4/8/03

Signature:

Kent E. Genin